

**REGULAR MEETING  
JANUARY 18, 2007**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, January 18, 2007, at the hour of 7:00 PM. Those present were Commissioners: Larry Brown, Kevin Gunderson, Paula Hogsten, Cheryl Spriggs and Mayor Stephen E. Gilmore, who presided. Also present were: Randy Robertson, City Manager; Richard W. Martin, Corporation Counsel; Deborah Musser, City Clerk; David Sloan, Fire Chief; Robert W. Ratliff, Acting Chief of Police; Greg Rice, Director of Planning and Community Development; Steve Corbitt, Director of Public Services; Tony Grubb, Finance Director; Chris Pullem, Economic Development Director; Sean Murray, Parks/Recreation Director; Marion Russell, Deputy Director of Public Services; Michelle Veach, Assistant Finance Director; and Reporters.

The invocation was given by Commissioner Hogsten.

The Pledge of Allegiance was conducted.

**AGENDA**

City Manager Robertson presented the agenda of January 18, 2007. Motion was made by Brown, seconded by Gunderson, to receive & file the agenda. Upon roll call, voting aye were Commissioners Brown, Gunderson, Hogsten, Spriggs and Mayor Gilmore. Nay - none. Motion passed.

**MINUTES**

Motion was made by Spriggs, seconded by Hogsten, to dispense with reading and approve the minutes of the Regular Meetings held on December 21, 2006 and January 4, 2007. Upon roll call, voting aye were Commissioners Brown, Gunderson, Hogsten, Spriggs and Mayor Gilmore. Nay – none. Motion passed.

**HEARINGS AND REPORTS**

**City Manager's Report** – Quarterly recognition ceremony of appointments, promotions, reclassifications and receipt of licenses, or completion of training, etc.

Scott Penick, Ashland Fire Department, promoted to Deputy Chief on 12/11/2006, accompanied by his wife, Christie and daughter, Madison.

Tom Gibbons, Finance Department, promoted to Billing Clerk on 12/11/2006

Paul Allen, Parks/Recreation Department, reclassified to Maintenance Worker III on 11/16/2006, accompanied by his wife, Margaret Ann.

Dwayne Farrow, Public Services/Streets, reclassified to Equipment Operator III on 9/19/2006, accompanied by his wife, Diane.

Rudy Lee, Public Services, Water Distribution, promoted to Crew Leader on 11/13/2006

Hendrick Castle, Public Services/Water Plant, appointed Water Plant Operator II on 1/2/2007

Jeffrey Adkins, Public Services/Wastewater Treatment Plant, received Class IV Certification on 10/3/2006, accompanied by his wife, Andrea.

Lad Barker, Ashland Fire Department/Inspector, received 1C Building Plan Review Certification from the National Certification Program for Construction Code Inspectors on September 30, 2006, accompanied by his wife, Jamie.

**REGULAR MEETING JANUARY 18, 2007**  
**HEARINGS AND REPORTS CONTINUED**

Chris Pullem, Economic Development Director, completed Real Estate Development and Reuse course and Business Retention and Expansion course by the Board of Directors of the International Economic Development Council

David Sloan, Fire Chief, completed Ashland Alliance's Leadership Development Program

Robert Simpson, Ashland Police Department, completed Homeland Security Training by the Department of Criminal Justice Training, accompanied by his wife, Missy, and children, Kyle and Megan.

Billy Lucas, Ashland Police Department, completed Homeland Security Training by the Department of Criminal Justice Training, accompanied by his father.

Lawrence Humphrey, Maintenance Worker II, and Paul Bruce, Maintenance Worker I, Parks/Recreation Department, were given a Certificate of Appreciation for the renovation projects in the City Building and Police Department.

**Mayor and Commissioners' Comments** – Commissioner Hogsten thanked members of the audience for their attendance. She spoke of the fatal fire on Prospect Wednesday and the distress experienced by first responders. Commissioner Hogsten also remarked on the January 15 Martin Luther King, Jr. celebration which focused on unity. She stated she particularly enjoyed the essays submitted by children.

Commissioner Brown congratulated employees recognized for achievements. He also spoke of the loss of the toddler in the fire and thanked members of the Ashland Fire Department for successful efforts to save adjoining properties. He requested the appropriate budget adjustments for building renovations be on the agenda at the next meeting.

Commissioner Gunderson spoke of the Ashland fire and the fatal fire in an apartment building in Huntington. He credited fire personnel with the quick response of 5 minutes but stated that installation of smoke alarms might have changed the outcome. Commissioner Gunderson stated he was saddened to hear of the death of Marvin Virgin, former City Engineer.

Commissioner Spriggs echoed the sentiments of the previous commissioners regarding condolences for the family from the fatal fire. She acknowledged the City's blessing with talent for the number receiving awards. She acknowledged attendance at the January 15 Martin Luther King, Jr. celebration, the Starbucks groundbreaking on January 17 and reported she would be attending Kentucky League of Cities newly elected officials training next week.

Mayor Gilmore introduced Mark Gordon, CEO of Our Lady of Bellefonte Hospital. Mr. Gordon stated he was a resident of the City on Old Orchard Drive. Mr. Gordon reported on the importance of health care as a growing part of the economy and provision of higher pay jobs. He requested consideration by the Commission of a resolution encouraging collaboration between King's Daughters' Medical Center and Our Lady of Bellefonte Hospital. Mr. Gordon asked for any questions/comments about the resolution.

Mayor Gilmore responded that the normal process when a resolution request is received is for one of the Commissioners or Mayor to sponsor it for placement on the agenda. However, in this case, it is not felt that it is appropriate for City government to be put into a position to promote collaboration between businesses. He voiced hope the two organizations could find common ground. Commissioner Gunderson asked whether Our Lady of Bellefonte Hospital had met with King's Daughters' Medical Center. Mr. Gordon stated Our Lady of Bellefonte Hospital sent a request to King's Daughters' Medical Center but no response has been received.

**REGULAR MEETING JANUARY 18, 2007**  
**PUBLIC PARTICIPATION**

Nancy Osborne, Boyd County Quilt Alley, reported on progress for the project to add quilt blocks to the floodwall. She distributed material about the concept being developed across the state. She also distributed pictures of patterns under consideration for the next project. Mrs. Osborne was encouraged about her endeavor and told to return with a request when design approval was accomplished.

Robert Gross, 3152 Central Avenue, on behalf of the WinMont Neighborhood Watch, expressed appreciation to City Manager Robertson and Parks/Recreation Director Murray for the proposed survey for the playground project for the neighborhood.

Bob Pinard, 3001 Bath Avenue, offered condolences to the family from the fire and related his own loss of 4 grandchildren in a fire in California. He acknowledged the effect it has on fire personnel.

**OTHER REPORTS**

Director of Public Services Corbitt introduced Mark Sneve, Strand Associates, Inc. Mr. Sneve gave a power point presentation as an update on combined sewer overflow (CSO) study and State Consent Judgment. He reported on Strand's progress in this second year of a five year CSO long-term capital purchase development. Mr. Sneve explained the project goal is to ensure ultimate compliance with the Clean Water Act, a national mandate. He explained the Consent Judgment process and how it works. This process is nearly complete for Frankfort. Other communities under discussion for the state consent judgment are Ashland, Maysville, Owensboro, Henderson and Paducah. Mr. Sneve announced his availability for detailed questions and comments on Tuesday, January 23, from 2:30 – 5:30 PM or as long as necessary, in the 5<sup>th</sup> floor Conference Room.

**OLD BUSINESS**

**SECOND READING & FINAL ADOPTION**

**ORDINANCE NO. 3, 2007**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE REVISED JOB DESCRIPTION FOR ASSISTANT FINANCE DIRECTOR IN THE DEPARTMENT OF FINANCE; AND AMENDING THE AUTHORIZED POSITIONS OF THE "PERSONNEL POLICIES AND PROCEDURES, COMPENSATION AND CLASSIFICATION PLAN" AS ADOPTED BY ORDINANCE NO. 77, SERIES OF 2003, AND PREVIOUSLY AMENDED.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Ordinance No. 77, series of 2003, as previously amended, being an ordinance entitled, "AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, UPDATING POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN FOR THE CITY OF ASHLAND, KENTUCKY AND REPEALING ORDINANCE NO. 25, SERIES OF 1991, AND ALL AMENDMENTS THERETO" is hereby amended. The revised job description for the position of Assistant Finance Director in the Department of Finance and the amended authorized positions list of the Policies and Procedures, Compensation Plan and Classification Plan are hereby adopted. A copy of said revised job description and amended authorized positions is attached hereto and made a part hereof by reference

SECTION 2. All other ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption and readoption and shall later be published as required by law.

**REGULAR MEETING JANUARY 18, 2007**  
**ORDINANCE NO. 3, 2007 CONTINUED**

SECTION 4. It is hereby authorized that publication of this ordinance shall be in summary form.

/s/STEPHEN E. GILMORE  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: January 4, 2007  
READOPTED BY THE BOARD OF COMMISSIONERS: January 18, 2007  
PUBLISHED:

**MOTION**

Motion was made by Brown, seconded by Spriggs, to adopt Ordinance No. 3, 2007, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Hogsten, Spriggs and Mayor Gilmore. Nay – none. Motion passed.

**CONSENT AGENDA**

**RESOLUTION NO. 2, 2007**

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY,  
ADOPTING, AUTHORIZING AND APPROVING THE  
COURSE OF ACTION RECOMMENDED BY THE CITY  
MANAGER ON THE ITEMS APPEARING ON THE CONSENT  
AGENDA FOR THE REGULAR MEETING OF THE BOARD  
OF CITY COMMISSIONERS OF **JANUARY 18, 2007.**

\* \* \* \* \*

BE IT RESOLVED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. The Board of City Commissioners hereby adopts, authorizes and approves the action recommended by the City Manager on each item appearing on the “Consent Agenda” for the meeting of **January 18, 2007.** Attached hereto and incorporated herein, as if set out in full, is a copy of the “Consent Agenda” hereby adopted, authorized and approved.

SECTION 2. This resolution shall be in full force and effect from and after its adoption, as required by law.

/s/STEPHEN E. GILMORE  
MAYOR

ATTEST:

/s/DEBORAH MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: January 18, 2007

**MOTION TO TABLE ITEM (b)**

Motion was made by Gunderson, seconded by Spriggs, to table Item (b) on the Consent Agenda – Approval to award the bid for the restoration/renovations to the 2<sup>nd</sup> Floor of the Historic Freight Depot to Midwest Maintenance, Inc. for their total bid of \$240,360.00. Upon roll call, voting aye were Commissioners Brown, Gunderson, Hogsten, Spriggs and Mayor Gilmore. Nay – none. Motion passed.

**REGULAR MEETING JANUARY 18, 2007**  
**CONSENT AGENDA CONTINUED**

**MOTION TO ADOPT CONSENT AGENDA AS AMENDED**

Motion was made by Brown, seconded by Spriggs, to adopt Resolution No. 2, 2007 as amended. Upon roll call, voting aye were Commissioners Brown, Gunderson, Hogsten, Spriggs and Mayor Gilmore. Nay – none. Motion passed.

**NEW BUSINESS**

**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_\_, 2007**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE TASK ORDER #3 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND KZF DESIGN, INC. REGARDING THE RIVERFRONT DEVELOPMENT PROJECT.

**MOTION**

Motion was made by Brown, seconded by Hogsten, to adopt Ordinance No. \_\_\_\_\_, 2007, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Hogsten, Spriggs and Mayor Gilmore. Nay - none. Motion passed.

**FIRST READING & ADOPTION ONLY**

**ORDINANCE NO. \_\_\_\_\_, 2007**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE TASK ORDER #4 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND STRAND ASSOCIATES, INC. REGARDING THE STORM SEWER OUTFALL MAPPING AND ILLICIT DISCHARGE DETECTION.

**MOTION**

Motion was made by Gunderson, seconded by Spriggs, to adopt Ordinance No. \_\_\_\_\_, 2007, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Hogsten, Spriggs and Mayor Gilmore. Nay - none. Motion passed.

**FIRST READING**

**ORDINANCE NO. \_\_\_\_\_, 2007**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT BETWEEN THE CITY OF ASHLAND AND MIDWEST MAINTENANCE, INC. FOR THE RESTORATION/RENOVATION OF THE SECOND FLOOR OF THE HISTORIC FREIGHT DEPOT FOR THE DEPARTMENT OF PUBLIC SERVICES.

**MOTION**

Ordinance died for lack of a motion.

**REGULAR MEETING JANUARY 18, 2007**  
**RECESS**

Mayor Gilmore declared the meeting recessed at 8:35 PM until January 23, 2007 at 2:30 PM in the Conference Room.

---

STEPHEN E. GILMORE  
MAYOR

ATTEST:

---

DEBORAH MUSSER  
CITY CLERK